



RANDALL C. BUDGE  
randy@racineolson.com

June 17, 2020

Diane Hanian, Secretary  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, Idaho 83720-0074  
[diane.holt@puc.idaho.gov](mailto:diane.holt@puc.idaho.gov)

RECEIVED  
2020 JUN 19 AM 9:32  
IDAHO PUBLIC UTILITIES COMMISSION

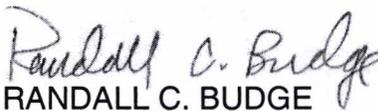
**Re: IPUC Case No. PAC-E-19-08**

Dear Ms. Hanian:

Enclosed you will find the original and seven (7) copies of Amended *Petition of Monsanto Company for Leave to Intervene*. Please file the same with the Commission's records. If you have any questions, please don't hesitate to call.

Thank you.

Sincerely,

  
RANDALL C. BUDGE

RCB:ts  
cc: Service List

RECEIVED

2020 JUN 19 AM 9:32

IDAHO PUBLIC  
UTILITIES COMMISSION

Randall C. Budge, ISB No. 1949  
Thomas J. Budge, ISB No. 7465  
RACINE OLSON, PLLP  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391  
Telephone: (208) 232-6101  
Fax: (208) 232-6109  
[randy@racineolson.com](mailto:randy@racineolson.com)  
[tj@racineolson.com](mailto:tj@racineolson.com)

*Attorneys for Intervenor Monsanto Company, a member of the Bayer group of companies*

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF ROCKY MOUNTAIN  
POWER TO CLOSE THE NET METERING  
PROGRAM TO NEW SERVICE &  
IMPLEMENT A NET BILLING PROGRAM  
TO COMPENSATE CUSTOMER  
GENERATORS FOR EXPORTED  
GENERATION**

**CASE NO. PAC-E-19-08**

**AMENDED PETITION FOR  
MONSANTO COMPANY FOR  
LEAVE TO INTERVENE**

COMES NOW Monsanto Company, a member of the Bayer group of companies, herein called "this Intervenor" and pursuant to Rule 72 of the rules of Procedure of the Idaho Public Utility Commission, and by this Petition asks leave to intervene herein and to appear and participate as a party herein, and as basis therefor states as follows:

(1) The name and address of this Intervenor is:

Monsanto Company  
James R. Smith  
P.O. Box 816  
Soda Springs, Idaho 83276  
Fax: 208-547-3312  
E-Mail: [jim.smith1@bayer.com](mailto:jim.smith1@bayer.com)

This Intervenor will be represented by:

Randall C. Budge  
Thomas J. Budge  
Racine Olson, PLLP  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391

and requests that copies of all pleadings and production requests and responses should be provided to the following:

Randall C. Budge  
Thomas J. Budge  
Racine Olson, PLLP  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391  
Telephone: (208) 232-6101  
Fax: (208) 232-6109  
E-mail: [randy@racineolson.com](mailto:randy@racineolson.com)  
[tj@racineolson.com](mailto:tj@racineolson.com)

Brubaker & Associates  
Brian C. Collins  
Maurice Brubaker  
Katie Iverson  
16690 Swingley Ridge Rd., #140  
Chesterfield, MO 63017  
E-Mail: [bcollins@consultbai.com](mailto:bcollins@consultbai.com)  
[mbrubaker@consultbai.com](mailto:mbrubaker@consultbai.com)  
[kiverson@consultbai.com](mailto:kiverson@consultbai.com)

(2) This Intervenor has a direct and substantial interest in this proceeding as a special contract customer of Applicant Rocky Mountain Power and intends to participate in all respects herein as a party as may be required to represent its interests.

(3) Without the opportunity to intervene herein, this Intervenor would be without a manner or means of participating in the lawful determination of issues which will result in affecting its rates for electric service.

1) Intervenor files this Amended Petition to amend and supplement the Petition for Monsanto Company for Leave to Intervene filed herein on June 10, 2020 for the purpose of establishing the reasons and good cause why the Petition was late filed after the August 8, 2019 deadline established by the Commission's Order No. 34379 dated July 18, 2019 as follows:

- a. Intervenor regularly monitors PacifiCorp electric rate cases filed with the Commission on the Commission's website under the "Electric Cases" category.
- b. When the Company's Application was originally filed June 14, 2019 Intervenor had no interest and did not petition to intervene.
- c. Upon receipt of the Commission's news release dated June 12, 2020 Intervenor first learned that the Company filed on April 23, 2020 a Supplemental

Application to change how its customers who participate in its net metering program are compensated which, among other things, proposed a new Schedule 136 to compensate customers for exported energy at an much lower export credit rate, rather than the retail rate. This change is of considerable interest to Intervenor because it could impact Intervenor's rates as well as business decision relating to on-site generation as well as conversion to renewable energy at Intervenor's Soda Springs, Idaho phosphate plant. Intervenor promptly filed its Petition to Intervene which was believed to be timely based on the Company's Supplemental Application.

d. There are no known active settlement discussions between the Company and Staff with respect to the Company's Supplemental Application by reason of which there would be no delay or prejudice to either by the granting of this late filed Petition to Intervene.

2) Based on the foregoing, Intervenor respectfully submits that a good and substantial reason and good cause exists for the delay in filing its Petition to Intervene which was made promptly and as soon as practicable after Intervenor became aware of the Company's Supplemental Application.

3) This Intervenor is only interested in and intends to participate in the Supplemental Application of PacifiCorp dba Rocky Mountain Power and neither the Company, Staff or other parties will be prejudice by granting intervention under the circumstances.

WHEREFORE, this Intervenor requests that this Commission confirm this Intervenor's leave to intervene in these proceedings and to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, cross-examine witnesses, present argument, and to otherwise fully participate in the proceedings.

DATED this 17<sup>th</sup> day of June, 2020.

RACINE OLSON, PLLP

By: Randall C. Budge  
RANDALL C. BUDGE

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on this 17<sup>th</sup> day of June, 2020, I served a true, correct and complete copy of the foregoing document, to each of the following, via the method so indicated:

Diane Hanian, Secretary (original and 7)  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
Email: [diane.holt@puc.idaho.gov](mailto:diane.holt@puc.idaho.gov)

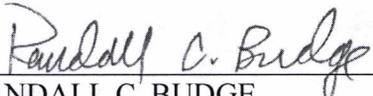
U.S. Mail + Email

Ted Weston  
Idaho Regulatory Affairs Manager  
Rocky Mountain Power  
1407 West North Temple, Suite 330  
Salt Lake City, Utah 84116  
Email: [ted.weston@pacificorp.com](mailto:ted.weston@pacificorp.com)

Email

Emily L. Wegener  
Rocky Mountain Power  
1407 West North Temple, Suite 320  
Salt Lake City, Utah 84116  
E-mail: [emily.wegener@pacificorp.com](mailto:emily.wegener@pacificorp.com)

Email

  
\_\_\_\_\_  
RANDALL C. BUDGE